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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/938,644	08/27/2001	Neal Rueger	M4065.0466/P466	1172
24998	7590	10/13/2004		
DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP 2101 L STREET NW WASHINGTON, DC 20037-1526			EXAMINER ALANKO, ANITA KAREN	
			ART UNIT	PAPER NUMBER
			1765	

DATE MAILED: 10/13/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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EXAMINER

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on September 17, 2004 is not fully responsive to the prior Office action because it does not have proper underlining, strikethrough or bracketing of inserted and/or deleted words from the examiner's amendment mailed on 1/23/04. Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.



Anita K Alanko  
Primary Examiner  
Art Unit: 1765